



U.S. Department of Justice

*United States Attorney
Southern District of New York*

*The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007*

September 14, 2016

BY ECF

The Honorable Paul A. Crotty
United States District Judge
Southern District of New York
500 Pearl Street
New York, New York 10007

**Re: United States v. Michael Rodriguez,
15 Cr. 756 (PAC)**

Dear Judge Crotty:

The Government respectfully submits this letter regarding the defendant's request for a non-jury trial, which was first raised at the September 13, 2016 final pre-trial conference. Under Federal Rule of Criminal Procedure 23, a trial must be by jury unless: (1) the defendant waives a jury trial in writing; (2) the Government consents; and (3) the Court approves. The Government writes to advise the Court that it does not consent to a non-jury trial.

Respectfully submitted,

PREET BHARARA
United States Attorney

/s/

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cc: Michael Handwerker, Esq. (via ECF)